

REMARKS

In the Notice of Allowability dated May 16, 2007, the Examiner requested a substitute declaration. The applicants filed a 312 Amendment on May 31, 2007 explaining that a substitute declaration was unnecessary and a waiver by the Examiner would be sufficient. In the Office Communication of July 17, 2007, the Examiner rejected the applicants' 312 Amendment as being non-persuasive. The applicants respectfully disagree. However, to expedite the allowance of the application and since we were able to actually obtain the signatures of the inventors, we have chosen to submit the substitute declaration as requested to obviate the need for an appeal procedure. Therefore, please find attached the substitute declaration as requested by the Examiner. No other changes to the application were made.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the Northridge, California, telephone number (818) 576-4110, to discuss the steps necessary for placing the application in condition for allowance.

Respectfully submitted,

Dated: 8/1/07

By: /Richard Yoon/
Richard Yoon
Reg. No. 42,247

Medtronic MiniMed, Inc.
18000 Devonshire Street
Northridge, CA 91325-1219
Telephone (818) 576-4110
Facsimile (818) 576-6202